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8                   UNITED STATES DISTRICT COURT  
9                   WESTERN DISTRICT OF WASHINGTON  
10                  AT TACOMA

11                  ABDUL K CALHOUN,

12                  Petitioner,

13                  v.

14                  JEFFREY A UTTECHT,

15                  Respondent.

16                  CASE NO. C12-5285 BHS-JRC

17                  ORDER DIRECTING SERVICE  
18                  AND ANSWER

19                  The District Court has referred this 28 U.S.C. § 2254 habeas corpus petition to the  
20 undersigned Magistrate Judge. The District Court's authority for the referral is 28 U.S.C. §§  
21 636(b)(1)(A) and (B) and Local Magistrate Judge Rules MJR 1, MJR 3, and MJR 4.

22                  (1)       The clerk shall arrange for service by certified mail upon respondent and the  
23 Attorney General for the State of Washington, copies of the petition, all documents in support  
24 thereof. All costs of service shall be advanced by the United States. The Clerk shall assemble the  
necessary documents to effect service. In addition, the Clerk shall send petitioner a copy of this  
Order, along with a copy of the Court's General Order regarding pro se litigation.

25                  (2)       Within forty-five (45) days after such service, respondent(s) shall file and serve  
26 an answer in accordance with Rule 5 of the Rules Governing § 2254 Cases in United States  
27 District Courts. As part of such answer, respondent(s) should state whether petitioner has

1           exhausted available state remedies, whether an evidentiary hearing is necessary, and whether  
2 there is any issue of abuse or delay under Rule 9. Respondent(s) shall file the answer with the  
3 Clerk of the Court and serve a copy of the answer upon petitioner.

4           (3)     The answer will be treated in accordance with Local Rule CR 7. Accordingly,  
5 upon receipt of the answer the Clerk will note the matter for consideration on the fourth Friday  
6 after the answer is filed, petitioner may file and serve a response not later than on the Monday  
7 immediately preceding the Friday appointed for consideration of the matter, and respondent may  
8 file and serve a reply brief not later than on the Thursday immediately preceding the Friday  
9 designated for consideration of the matter.

10           DATED this 1st day of May, 2012.

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13           J. Richard Creatura  
14           United States Magistrate Judge